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18 Attorneys for Plaintiff  
19 UNITED STATES OF AMERICA

20 IN THE UNITED STATES DISTRICT COURT  
21  
22 CENTRAL DISTRICT OF CALIFORNIA

23 *IN THE MATTER OF THE SEIZURE OF:*

24 Case No. 18-CV-06742-RGK (PJW)

25 ANY AND ALL FUNDS HELD IN  
26 REPUBLIC BANK OF ARIZONA  
27 ACCOUNT[S] XXXX1889, XXXX2592,  
28 XXXX1938, XXXX2912, AND XXXX2500.

**NOTICE OF MATERIAL  
DEVELOPMENT**

29 Plaintiff United States of America (the “government”), by and through its  
30 counsel of record, the United States Attorney’s Office for the Central District of  
31 California and Assistant United States Attorney John J. Kucera, hereby file this  
32 Notice of Material Development.

33 On October 24, 2019, in *United States v. Lacey, et al.* 2:18-CR-00422-001-  
34 PHX-SMB (D. Ariz.), the Hon. Susan M. Brnovich entered an order denying  
35 Defendants Michael Lacey, James Larkin, Scott Spear, and John Brunst’s Motion  
36 to Dismiss the Indictment in that case (the “Order”).

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1           The Order addressed at numerous points First Amendment arguments raised  
2 by the moving defendants in their motions to dismiss, certain of which claimants  
3 have asserted, repeated, or referenced in these proceedings.

4           The Court's Order is attached as Exhibit A.

5           Dated: October 24, 2019

6           Respectfully submitted,

7           NICOLA T. HANNA  
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8           BRANDON D. FOX  
Assistant United States Attorney  
9 Chief, Criminal Division

10           \_\_\_\_\_  
11           /s/ John J. Kucera \_\_\_\_\_

12           JOHN J. KUCERA  
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